

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

COMMODITY FUTURES TRADING	:	Case No. 05-cv-8374 (CM)
COMMISSION,	:	
	:	PLAINTIFF'S APPLICATION FOR
	:	ORDER OF DEFAULT
Plaintiff,	:	JUDGMENT, PERMANENT
	:	INJUNCTION AND OTHER
v.	:	LEGAL AND EQUITABLE RELIEF
	:	AGAINST DEFENDANTS DANIEL
BAYOU MANAGEMENT, LLC,	:	E. MARINO AND RICHMOND
SAMUEL ISRAEL, DANIEL E.	:	FAIRFIELD ASSOCIATES,
MARINO, and RICHMOND FAIRFIELD	:	CERTIFIED PUBLIC
ASSOCIATES, CERTIFIED PUBLIC	:	ACCOUNTANTS PLLC
ACCOUNTANTS PLLC,	:	
	:	
Defendants.	:	

Plaintiff, the Commodity Futures Trading Commission ("CFTC"), applies to this Court pursuant to Rule 55(b)(2) of the Federal Rules of Civil Procedure and Local Rule 55.2(b), for entry of judgment by default against defendants Daniel E. Marino and Richmond Fairfield Associates, Certified Public Accountants PLLC. In support of this motion, the CFTC refers the Court to its Memorandum of Points and Authorities in Support of Plaintiff's Application for Default Judgment, Permanent Injunction and Other Legal and Equitable Relief Against Defendants Daniel E. Marino and Richmond Fairfield Associates, Certified Public Accountants PLLC. As required by Local Rule 55.2(b), attached hereto is (A) copies of the CFTC's Requests for Entry of Default and accompanying documents filed February 17, 2006, (B) a copy of the Complaint filed September 29, 2005, and (C) a proposed Partial Order of Default Judgment, Permanent Injunction and Other Legal and Equitable Relief. The CFTC is unable to attach the Clerk's certificates of default because the Clerk has not yet issued certificates of default pursuant to Fed.R.Civ.P. 55(a), despite the CFTC's filing of a proper request. The CFTC respectfully

requests that the Court enter the proposed Partial Order of Default Judgment, Permanent Injunction and Other Legal and Equitable Relief.

Dated: November 7, 2006

Respectfully submitted,

Joseph Rosenberg (JR 5225)
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/s/ Christine M. Ryall

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Certificate of Service

I hereby certify that on November 7, 2006, the foregoing document was filed with the Clerk of the Court and served in accordance with the Federal Rules of Civil Procedure, and/or the Southern District's Local Rules, and/or the Southern District's Local Rules on Electronic Service upon the following parties and participants:

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